

ESTTA Tracking number: **ESTTA790129**

Filing date: **12/19/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

|                                       |  |
|---------------------------------------|--|
| Name                                  | Parkwood Topshop Athletic Limited                                      |
| Granted to Date of previous extension | 01/18/2017   |
| Address                               | Colegrave House, 70 Berners Street<br>London, W1T3NL<br>UNITED KINGDOM |

|                      |   |
|----------------------|---|
| Attorney information | Brad D. Rose, Esq.<br>Pryor Cashman LLP<br>7 Times Square<br>New York, NY 10036<br>UNITED STATES<br>tlee@pryorcashman.com, dfinguerra-ducharme@pryorcashman.com, rk-larberg@pryorcashman.com, tmdocketing@pryorcashman.com Phone:212 326 0875 |
|----------------------|---|

### Applicant Information

|                        |   |                        |            |
|------------------------|---|------------------------|------------|
| Application No         | 87001440  | Publication date       | 09/20/2016 |
| Opposition Filing Date | 12/19/2016  | Opposition Period Ends | 01/18/2017 |
| Applicant              | 47 / 72 Inc.<br>900 East 1st St. #110<br>Los Angeles, CA 90012<br>UNITED STATES |                        |            |

### Goods/Services Affected by Opposition

Class 035. First Use: 0 First Use In Commerce: 0


All goods and services in the class are opposed, namely: Online retail store services featuring shirts, hooded sweatshirts, sweatshirts, one-piece clothing for babies, mobile electronics cases, posters, throw pillows, mugs, tote bags

### Grounds for Opposition

|                                      |                                    |
|--------------------------------------|------------------------------------|
| Priority and likelihood of confusion | Trademark Act Section 2(d)         |
| Dilution by blurring                 | Trademark Act Sections 2 and 43(c) |
| Dilution by tarnishment              | Trademark Act Sections 2 and 43(c) |
| Deceptiveness                        | Trademark Act Section 2(a)         |

### Mark Cited by Opposer as Basis for Opposition

|                  |          |                  |            |
|------------------|----------|------------------|------------|
| U.S. Application | 86897192 | Application Date | 02/04/2016 |
|------------------|----------|------------------|------------|

|                     |   |                       |            |
|---------------------|---|-----------------------|------------|
| No.                 |   |                       |            |
| Registration Date   | NONE  | Foreign Priority Date | 08/11/2015 |
| Word Mark           | IVY PARK  |                       |            |
| Design Mark         |   |                       |            |
| Description of Mark | NONE  |                       |            |
| Goods/Services      | <p>Class 003. First use: First Use: 0 First Use In Commerce: 0<br/> Non-medicated preparations for the application to, conditioning and care of hair, scalp, skin and nails; body care, bath, hand and face soaps; perfumes; perfumery; eau de cologne; toilet waters; essential and herbal oils; cosmetics; make-up preparations; lipsticks; nail varnishes; nail varnish removers; hair lotions; hair sprays and hair gels; preparations for use in the bath or shower, not for medical purposes; bath and shower oils, gels, creams and foams; face and body masks; face and body scrubs; facial washes; skin cleansers and hydrators; skin toners; skin moisturizers; blemish creams and blemish gels, not for medical purposes; deodorants; antiperspirants; preparations for use before shaving and after shaving; shaving soaps; shaving creams; shaving gels; after-shave preparations; pre-shave preparations; talcum powders; non-medicated toiletries; dentifrices; toothpastes</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0<br/> Precious metals and their alloys; jewelry; precious stones; horological and chronometric instruments; imitation jewelry; semi-precious stones; necklaces; rings; earrings; bracelets; anklets; bangles; pendants; brooches; tiaras; parts and fittings for all the aforesaid goods</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0<br/> Leather and imitations of leather; trunks and travelling bags; travel cases; luggage; suitcases; holdalls; portmanteaux; valises; beach, clutch, cosmetic, duffel, leather, messenger and tote bags; handbags; shoulder bags; toiletry bags sold empty; animal carrier bags; rucksacks; backpacks; bumbags; sports bags; briefcases; attaché cases; music cases; satchels; cosmetic cases sold empty; garment bags and carriers; tie cases; note card cases; notebook cases and holders; document cases and holders; credit card cases and holders; wallets; purses; umbrellas; walking sticks; leather shoulder belts; parts and fittings for all the aforesaid goods</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0<br/> Articles of clothing, namely, shirts, casual shirts, T-shirts, vests, bodysuits, polo shirts, sports shirts, football and rugby shirts, trousers, jeans, shorts, sports shorts, tracksuits, suits, jumpsuits, playsuits, sweatshirts, neckties and waistcoats; womenswear, namely, blouses, camisoles, dresses, skirts, culottes, lingerie, leggings and legwarmers; childrenswear, namely, layettes, infantwear, infants sleepers, booties and baby bibs not of paper; swimwear; underwear; articles of outerwear, namely, coats, jackets, casual jackets, waterproof and weatherproof jackets and coats, parkas and body warmers; knitwear, namely, jumpers, shrugs and cardigans; nightwear, namely, pajamas and dressing</p> |                       |            |

|  |  |
|--|--|
|  | <p>gowns; footwear; boots; shoes; slippers; sandals; athletic training shoes; socks and hosiery; headgear, namely, hats, caps and berets; scarves; shawls; gloves; mittens; belts; headbands and wristbands</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>Retail store services featuring cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewelry, imitation jewelry, writing instruments, stationery, books, watches and eyewear; retail store outlets featuring cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewelry, imitation jewelry, writing instruments, stationery, books, watches and eyewear, thereby to enable customers conveniently to view and to purchase those goods; mail order catalog services featuring cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewelry, imitation jewelry, writing instruments, stationery, books, watches and eyewear; online retail store services featuring cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages and alcoholic beverages; online retail store services featuring clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewelry, imitation jewelry, writing instruments, stationery, books, watches and eyewear; provision of information, advice and assistance to customers relating to the aforementioned services; window dressing; window display arrangement services; business administration services</p> |
|--|--|

|             |  |
|-------------|--|
| Attachments | <p>86897192#TMSN.png( bytes )</p> <p>Notice of Opposition - POISON IVY PARK - with Ex A.pdf(134126 bytes )</p> |
|-------------|--|

## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

|           |                  |
|-----------|------------------|
| Signature | /tlee/           |
| Name      | Teresa Lee, Esq. |
| Date      | 12/19/2016       |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Trademark Application Serial No. 87/001,440

Mark: POISON IVY PARK

Filed: April 14, 2016

|                                    |   |                             |
|------------------------------------|---|-----------------------------|
|                                    | x |                             |
|                                    | : |                             |
| PARKWOOD TOPSHOP ATHLETIC LIMITED, | : |                             |
|                                    | : | Opposition No.              |
| Opposer,                           | : |                             |
|                                    | : | <u>NOTICE OF OPPOSITION</u> |
| v.                                 | : |                             |
|                                    | : |                             |
| 47 / 72 INC.,                      | : |                             |
|                                    | : |                             |
| Applicant.                         | : |                             |
|                                    | x |                             |

Opposer Parkwood Topshop Athletic Limited (“Opposer” or “Parkwood”) believes that it will be damaged by the registration of the POISON IVY PARK mark (sometimes referred to herein as the “Contested Mark”) shown in Appl. Ser. No. 87/001,440 (the “Application”) and hereby opposes the same. The grounds for Opposition are as follows:

1. Opposer Parkwood Topshop Athletic Limited is a PrC (private company limited by shares) organized under the laws of the England, with its principal place of business at Colegrave House, 70 Berners Street, London, Great Britain W1T3NL.

2. Opposer is a joint venture between internationally-renowned recording artist and performer Beyoncé Giselle Knowles-Carter (“Beyoncé”) and fashion retailer Topshop. Opposer’s products sold under the IVY PARK mark (sometimes referred to herein as the “Mark”) are offered for sale throughout the United States, including at Topshop, Nordstrom and Zalando, as well as internationally.

3. Opposer offers for sale and sells various merchandise under the IVY PARK mark including clothing. Opposer also markets and promotes its IVY PARK branded products at its web site located at [www.ivypark.com](http://www.ivypark.com).

4. Opposer has been continuously using the IVY PARK mark in connection with clothing since at least as early as April 14, 2016 in the United States.

5. Opposer's IVY PARK branded clothing, which has been closely identified with Beyoncé's celebrity persona, has been the subject of significant unsolicited media attention, including hundreds of news articles from sources such as *Vogue*, *Elle*, *Rolling Stone*, *Us Weekly*, *Billboard*, *W Magazine*, *Huffington Post* and *Forbes*. See, e.g., <[vogue.com/13421769/beyonce-athleisure-ivy-park-activewear-collection-video-behind-the-scenes/](http://vogue.com/13421769/beyonce-athleisure-ivy-park-activewear-collection-video-behind-the-scenes/)>.

6. The IVY PARK mark serves to identify Opposer as the sole source of high-quality goods bearing the Mark rendered under the Mark, and as such, the IVY PARK mark has become internationally famous and a substantial commercial asset.

7. Opposer is the owner of an United States application for the IVY PARK mark for use in connection with "bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; non-medicated preparations for the application to, conditioning and care of hair, scalp, skin and nails; soaps; perfumes; perfumery; eau de cologne; toilet waters; essential and herbal oils; cosmetics; make-up preparations; lipsticks; nail varnishes; nail varnish removers; non-medicated toilet preparations; hair lotions; hair sprays and hair gels; preparations for use in the bath or shower; bath and shower oils, gels, creams and foams; face and body masks; face and body scrubs; facial washes; skin cleansers and hydrators; skin toners; skin moisturizers; blemish creams and blemish gels; deodorants; antiperspirants; preparations for use before shaving and after shaving; shaving soaps; shaving creams; shaving gels; after-shave

preparations; pre-shave preparations; talcum powders; toiletries; dentifrices; toothpastes” in cl. 3; “precious metals and their alloys; jewellery, precious stones; horological and chronometric instruments; imitation jewellery; semi-precious stones; necklaces; rings; earrings; bracelets; anklets; bangles; pendants; brooches; tiaras; parts and fittings for all the aforesaid goods” in cl. 14; “leather and imitations of leather; trunks and travelling bags; travel cases; luggage; suitcases; holdalls; portmanteaux; valises; bags; handbags; shoulder bags; toiletry bags; carrier bags; rucksacks; backpacks; bumbags; sports bags; casual bags; briefcases; attaché cases; music cases; satchels; beauty cases; garment bags and carriers; tie cases; notecases; notebook holders; document cases and holders; credit card cases and holders; wallets; purses; umbrellas; walking sticks; leather shoulder belts; parts and fittings for all the aforesaid goods” in cl. 18; “articles of clothing; womenswear; childrenswear; shirts, blouses, casual shirts, T-shirts, vests, camisoles, bodysuits, polo shirts, sports shirts, football and rugby shirts; trousers, jeans, shorts, sports shorts, swimwear; underwear; lingerie; tracksuits; articles of outerwear, coats, jackets, casual jackets, waterproof and weatherproof jackets and coats, parkas, body warmers; suits; dresses; skirts; culottes; jumpsuits, playsuits; sweatshirts; knitwear; jumpers, shrugs and cardigans; leggings; legwarmers; neckties; waistcoats; sleepwear, nightwear, pyjamas, dressing gowns; footwear; boots, shoes, slippers, sandals, trainers, socks and hosiery; headgear; hats; caps; berets; scarves; shawls; gloves; mittens; belts (being articles of clothing); headbands and wristbands” in cl. 25; and “retail services connected with the sale of cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewellery, imitation jewellery, writing instruments, stationery, books, watches and eyewear; the bringing together in a retail outlet, for the benefit of others, of cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-

alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewellery, imitation jewellery, writing instruments, stationery, books, watches and eyewear, thereby to enable customers conveniently to view and to purchase those goods; the bringing together, for the benefit of others, of a variety of descriptions of, or of images of, cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewellery, imitation jewellery, writing instruments, stationery, books, watches and eyewear in a catalogue, thereby to enable customers conveniently to view and to purchase those goods by mail order; the bringing together, for the benefit of others, of a variety of descriptions of, or of images of, cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages and alcoholic beverages on an Internet website, thereby to enable customers conveniently to view and to purchase those goods via the internet or by other on-line means; the bringing together, for the benefit of others, of a variety of descriptions of, or of images of, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewellery, imitation jewellery, writing instruments, stationery, books, watches and eyewear on an Internet website, thereby to enable customers conveniently to view and to purchase those goods via the internet or by other on-line means; provision of information, advice and assistance to customers relating to the aforementioned services; window dressing; window display arrangement services; business administration” in cl. 35 which was previously filed on February 4, 2016, and with a claim of foreign priority as of August 11, 2015 pursuant to Parkwood’s EUTM Application for such Mark (which subsequently proceeded to registration in Europe as set forth under EUTM Reg. No. 014454755), as set forth under U.S. Serial No. 86/897,192 (hereinafter, the “Parkwood Application”).

8. A true and correct copy of the TSDR printout for the IVY PARK mark, Serial No. 86/897,192, is attached hereto as **Exhibit A**. Opposer hereby gives notice in accordance with Trademark Rules of Practice 2.122(d)(2) that it will rely upon this application as evidence in this proceeding, and a status copy showing present title may be introduced into evidence on its behalf during the testimony period.

9. Opposer's IVY PARK mark is inherently distinctive and arbitrary.

10. The Parkwood Application is not limited by channels of trade or by classes of purchasers.

11. Opposer has developed extensive common law rights in the IVY PARK mark as a source identifier of, *inter alia*, high-quality clothing products. Clothing bearing the IVY PARK mark has been sold throughout the United States since at least as early as April 14, 2016 to the general consuming public through the normal channels of trade for these types of goods.

12. By virtue of widespread sales and advertising and promotion of the goods offered under the IVY PARK mark, Opposer's mark has become well-known by the general public and in the relevant industries, is recognized and relied upon as identifying Opposer's goods and services and as distinguishing them from the goods and services of others, and have come to represent and symbolize extremely valuable goodwill belonging exclusively to Opposer. Opposer has spent substantial time, effort and money promoting its goods under the IVY PARK mark. Through these efforts, the IVY PARK mark has become famous within the meaning of Section 43(c) of the Lanham Act, as amended 15 U.S.C. § 1125(c).

13. Upon information and belief, 47 / 72 Inc. ("Applicant") is Delaware corporation with an address of 900 East 1st St. #110, Los Angeles, California 90012.



14. Notwithstanding Opposer's prior rights in the IVY PARK mark, on April 14, 2016, Applicant filed an intent to use application for POISON IVY PARK covering "online retail store services featuring shirts, hooded sweatshirts, sweatshirts, one-piece clothing for babies, mobile electronics cases, posters, throw pillows, mugs, tote bags" in cl. 35 (otherwise referred to herein as the "Application") which was subsequently published in the Official Gazette on September 20, 2016.

15. Opposer has priority over Applicant by virtue of Opposer's continuous and exclusive use of the IVY PARK mark and pursuant to Opposer's US filing date and foreign priority filing date as asserted in the Parkwood Application, all of which pre-date the filing date of the Application.

16. Applicant's and Opposer's services are identical and/or closely related.

17. Applicant's services and Opposer's goods are closely related

18. The Application is not limited by channels of trade or by classes of purchasers.

19. The POISON IVY PARK mark wholly incorporates and usurps Opposer's IVY PARK mark, thereby creating a mark that is similar in sight, sound and overall commercial impression to Opposer's IVY PARK mark.

20. Applicant's use and registration of the POISON IVY PARK mark is likely to cause consumers to mistakenly believe that services rendered under the Contested Mark emanate from Opposer or that Applicant is in some way associated with or connection to Opposer, when, in fact, no such relationship exists.

21. Applicant's use and registration of the POISON IVY PARK mark is likely to falsely suggest a connection with Opposer and Opposer's IVY PARK mark.

22. Registration should be refused pursuant to Section 2(d) of the Trademark Act of 1946, as amended, 15 U.S.C. § 1052(d), on the grounds that the POISON IVY PARK mark so resembles Opposer's IVY PARK mark as to cause confusion, mistake and/or deception, all to the damage of Opposer.

23. Opposer's IVY PARK mark became famous before Applicant's date of filing.

24. The POISON IVY PARK mark so closely resembles Opposer's IVY PARK mark as to dilute or cause dilution by blurring of and/or tarnish the distinctive quality of Opposer's IVY PARK mark. As such, the POISON IVY PARK mark is not entitled to registration pursuant to 15 U.S.C. § 1125(c).

25. If Applicant is granted registration for the POISON IVY PARK mark, it would obtain, thereby, at least a prima facie exclusive right to use the POISON IVY PARK mark. Such registration would be a source of damage and injury to Opposer.

WHEREFORE, Opposer, by its undersigned attorneys, requests that the Trademark Trial and Appeal Board sustain its opposition to Application Serial No. 87/001,440 and grant any and all further relief to Opposer that the Board finds necessary and just in the circumstances.

Opposer appoints as its attorneys in these proceedings Brad D. Rose, Teresa Lee, and Dyan Finguerra-DuCharme of the firm Pryor Cashman LLP, 7 Times Square, New York, New York 10036, to whom all correspondence in this proceeding should be addressed. Please charge Deposit Account No. 500932 for the filing fee for this Notice of Opposition and for any other fees that may be due.

Dated: December 19, 2016

Respectfully submitted,

PRYOR CASHMAN LLP

/tlee/  
\_\_\_\_\_  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the Notice of Opposition was served on Applicant's identified attorney of record by First Class Mail at the following address:

Luke Brean, Esq.  
Breanlaw, LLC  
P.O. Box 4120, ECM #72065  
Portland, Oregon 97208

/ryan s. klarberg/  
Ryan S. Klarberg

Date: December 19, 2016

# EXHIBIT A

**Generated on:** This page was generated by TSDR on 2016-12-19 12:59:22 EST

**Mark:** IVY PARK

IVY PARK

**US Serial Number:** 86897192

**Application Filing Date:** Feb. 04, 2016

**Filed as TEAS RF:** Yes

**Currently TEAS RF:** Yes

**Register:** Principal

**Mark Type:** Trademark, Service Mark

**Status:** Review prior to publication completed.

**Status Date:** Dec. 02, 2016

**Publication Date:** Jan. 10, 2017

## Mark Information

**Mark Literal Elements:** IVY PARK

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

## Foreign Information

**Priority Claimed:** Yes

**Foreign Application Number:** 014454755

**Foreign Application Filing Date:** Aug. 11, 2015

**Foreign Registration Number:** 014454755

**Foreign Registration Date:** Dec. 11, 2015

**Foreign Application/Registration Country:** EUROPEAN (EU) OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (OHIM)

**Foreign Expiration Date:** Aug. 11, 2025

## Goods and Services

**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Retail store services featuring cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewelry, imitation jewelry, writing instruments, stationery, books, watches and eyewear; retail store outlets featuring cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewelry, imitation jewelry, writing instruments, stationery, books, watches and eyewear; thereby to enable customers conveniently to view and to purchase those goods; mail order catalog services featuring cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages, alcoholic beverages, clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewelry, imitation jewelry, writing instruments, stationery, books, watches and eyewear; online retail store services featuring cosmetics, food and drink, chocolates, sweets, candies, soft drinks, non-alcoholic beverages and alcoholic beverages; online retail store services featuring clothing, footwear, hosiery, hair accessories, fashion accessories, bags, millinery, jewelry, imitation jewelry, writing instruments, stationery, books, watches and eyewear; provision of information, advice and assistance to customers relating to the aforementioned services; window dressing; window display arrangement services; business administration services

**International Class(es):** 035 - Primary Class

**U.S Class(es):** 100, 101, 102

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Articles of clothing, namely, shirts, casual shirts, T-shirts, vests, bodysuits, polo shirts, sports shirts, football and rugby shirts, trousers, jeans, shorts, sports shorts, tracksuits, suits, jumpsuits, playsuits, sweatshirts, neckties and waistcoats; womenswear, namely, blouses, camisoles, dresses, skirts, culottes, lingerie, leggings and legwarmers; childrenswear, namely, layettes, infantwear, infants sleepers, booties and baby bibs not of paper; swimwear; underwear; articles of outerwear, namely, coats, jackets, casual jackets, waterproof and weatherproof jackets and coats, parkas and body warmers; knitwear, namely, jumpers, shrugs and cardigans; nightwear, namely, pajamas and dressing gowns; footwear; boots; shoes; slippers; sandals; athletic training shoes; socks and hosiery; headgear, namely, hats, caps and berets; scarves; shawls; gloves; mittens; belts; headbands and wristbands

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 022, 039

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Leather and imitations of leather; trunks and travelling bags; travel cases; luggage; suitcases; holdalls; portmanteaux; valises; beach, clutch, cosmetic, duffel, leather, messenger and tote bags; handbags; shoulder bags; toiletry bags sold empty; animal carrier bags; rucksacks; backpacks; bumbags; sports bags; briefcases; attaché cases; music cases; satchels; cosmetic cases sold empty; garment bags and carriers; tie cases; note card cases; notebook cases and holders; document cases and holders; credit card cases and holders; wallets; purses; umbrellas; walking sticks; leather shoulder belts; parts and fittings for all the aforesaid goods

**International Class(es):** 018 - Primary Class

**U.S Class(es):** 001, 002, 003, 022, 041

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Precious metals and their alloys; jewelry; precious stones; horological and chronometric instruments; imitation jewelry; semi-precious stones; necklaces; rings; earrings; bracelets; anklets; bangles; pendants; brooches; tiaras; parts and fittings for all the aforesaid goods

**International Class(es):** 014 - Primary Class

**U.S Class(es):** 002, 027, 028, 050

**Class Status:** ACTIVE

**Basis:** 44(e)

**For:** Non-medicated preparations for the application to, conditioning and care of hair, scalp, skin and nails; body care, bath, hand and face soaps; perfumes; perfumery; eau de cologne; toilet waters; essential and herbal oils; cosmetics; make-up preparations; lipsticks; nail varnishes; nail varnish removers; hair lotions; hair sprays and hair gels; preparations for use in the bath or shower, not for medical purposes; bath and shower oils, gels, creams and foams; face and body masks; face and body scrubs; facial washes; skin cleansers and hydrators; skin toners; skin moisturizers; blemish creams and blemish gels, not for medical purposes; deodorants; antiperspirants; preparations for use before shaving and after shaving; shaving soaps; shaving creams; shaving gels; after-shave preparations; pre-shave preparations; talcum powders; non-medicated toiletries; dentifrices; toothpastes

**International Class(es):** 003 - Primary Class

**U.S Class(es):** 001, 004, 006, 050, 051, 052

**Class Status:** ACTIVE

**Basis:** 44(e)

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** Yes

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** Yes

**Currently 44E:** Yes

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Parkwood Topshop Athletic Limited

**Owner Address:** Colegrave House, 70 Berners Street  
London W1T3NL  
GREAT BRITAIN

**Legal Entity Type:** private company limited by shares (prc)

**State or Country** ENGLAND  
**Where Organized:**

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Brad D. Rose,

**Docket Number:** 20003.00007

Attorney Primary [tlee@pryorcashman.com](mailto:tlee@pryorcashman.com)  
Email Address:

Attorney Email Yes  
Authorized:

#### Correspondent

**Correspondent Name/Address:** BRAD D. ROSE,  
PRYOR CASHMAN LLP  
7 TIMES SQUARE  
NEW YORK, NEW YORK 10036-6569  
UNITED STATES

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**Correspondent e-mail Authorized:** Yes

#### Domestic Representative

**Domestic Representative Name:** Teresa Lee, Esq.

**Phone:** 212 326 0831

**Fax:** 212 798 6915

**Domestic Representative e-mail:** [tlee@pryorcashman.com](mailto:tlee@pryorcashman.com)

**Domestic Representative e-mail Authorized:** No

## Prosecution History

| Date          | Description  | Proceeding Number |
|---------------|--|-------------------|
| Nov. 29, 2016 | APPROVED FOR PUB - PRINCIPAL REGISTER                |                   |
| Nov. 29, 2016 | EXAMINER'S AMENDMENT ENTERED                         | 88888             |
| Nov. 29, 2016 | NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED         | 6328              |
| Nov. 29, 2016 | EXAMINERS AMENDMENT E-MAILED                         | 6328              |
| Nov. 29, 2016 | EXAMINERS AMENDMENT -WRITTEN                         | 75516             |
| Nov. 23, 2016 | TEAS/EMAIL CORRESPONDENCE ENTERED                    | 88889             |
| Nov. 23, 2016 | CORRESPONDENCE RECEIVED IN LAW OFFICE                | 88889             |
| Nov. 23, 2016 | TEAS RESPONSE TO OFFICE ACTION RECEIVED              |                   |
| May 23, 2016  | NOTIFICATION OF NON-FINAL ACTION E-MAILED            | 6325              |
| May 23, 2016  | NON-FINAL ACTION E-MAILED                            | 6325              |
| May 23, 2016  | NON-FINAL ACTION WRITTEN                             | 75516             |
| May 20, 2016  | ASSIGNED TO EXAMINER                                 | 75516             |
| Feb. 09, 2016 | NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM |                   |
| Feb. 08, 2016 | NEW APPLICATION ENTERED IN TRAM                      |                   |

## TM Staff and Location Information

#### TM Staff Information

**TM Attorney:** DEFORD, JEFFREY S

**Law Office Assigned:** LAW OFFICE 115

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Dec. 02, 2016